

BILL NO. G-68-11- 33

GENERAL ORDINANCE NO. 2-42-68

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain portions of Fenker Street and Texas Street and alley between McCormick Street and Texas Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following Resolution of the Fort Wayne City Plan Commission, to-wit:

"WHEREAS, The Housing Authority of the City of Fort Wayne, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alley in Fort Wayne, Allen County, Indiana, to-wit:

1. That part of Fenker Street and Texas Street which lies within the following described area: Between Edsall Avenue, Schele Avenue and McCormick Street.
2. The alley between McCormick Street and Texas Street lying within the area bounded by Edsall Avenue, Schele Avenue and McCormick Street

all in accordance with the terms of Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Stat. Ann. Sec. 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 28, 1968, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of

said public street;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinabove described be and the same is hereby approved; and,

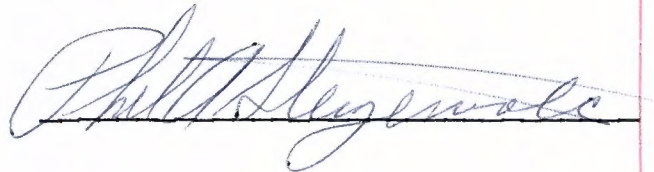
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana."

duly adopted on October 28, 1968, following a public hearing thereon after first giving notice thereof all pursuant to Section 44 of Chapter 174 of the Acts of 1946 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Section 53-744 Burns Ind. Statutes Ann. 1964 Repl.) is hereby approved and the recommendations made by said commission are now accepted.

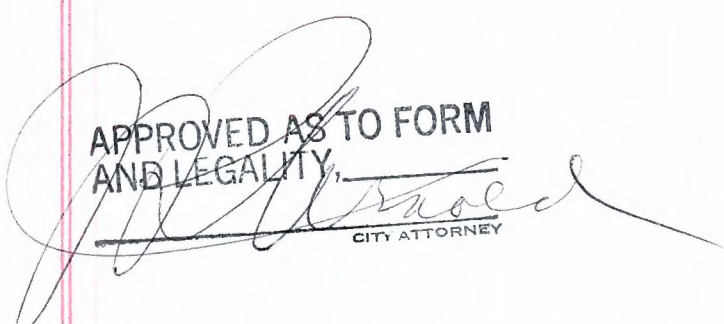
SECTION 2. Vacation of the streets and alley described in said Resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM
AND LEGALITY,



CITY ATTORNEY

RESOLUTION

WHEREAS, The Housing Authority of the City of Fort Wayne, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alley in Fort Wayne, Allen County, Indiana, to-wit:

1. That part of Fenker Street and Texas Street which lies within the following described area: Between Edsall Avenue, Schele Avenue and McCormick Street.

2. The alley between McCormick Street and Texas Street lying within the area bounded by Edsall Avenue, Schele Avenue and McCormick Street

all in accordance with the terms of Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Stat. Ann. §53-744 (Burns 1964 Repl.Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 28, 1968, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

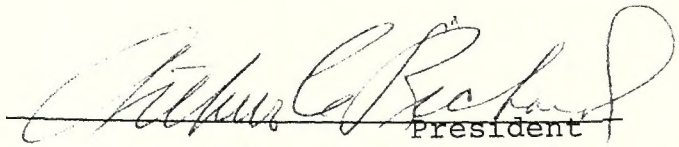
BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinabove described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

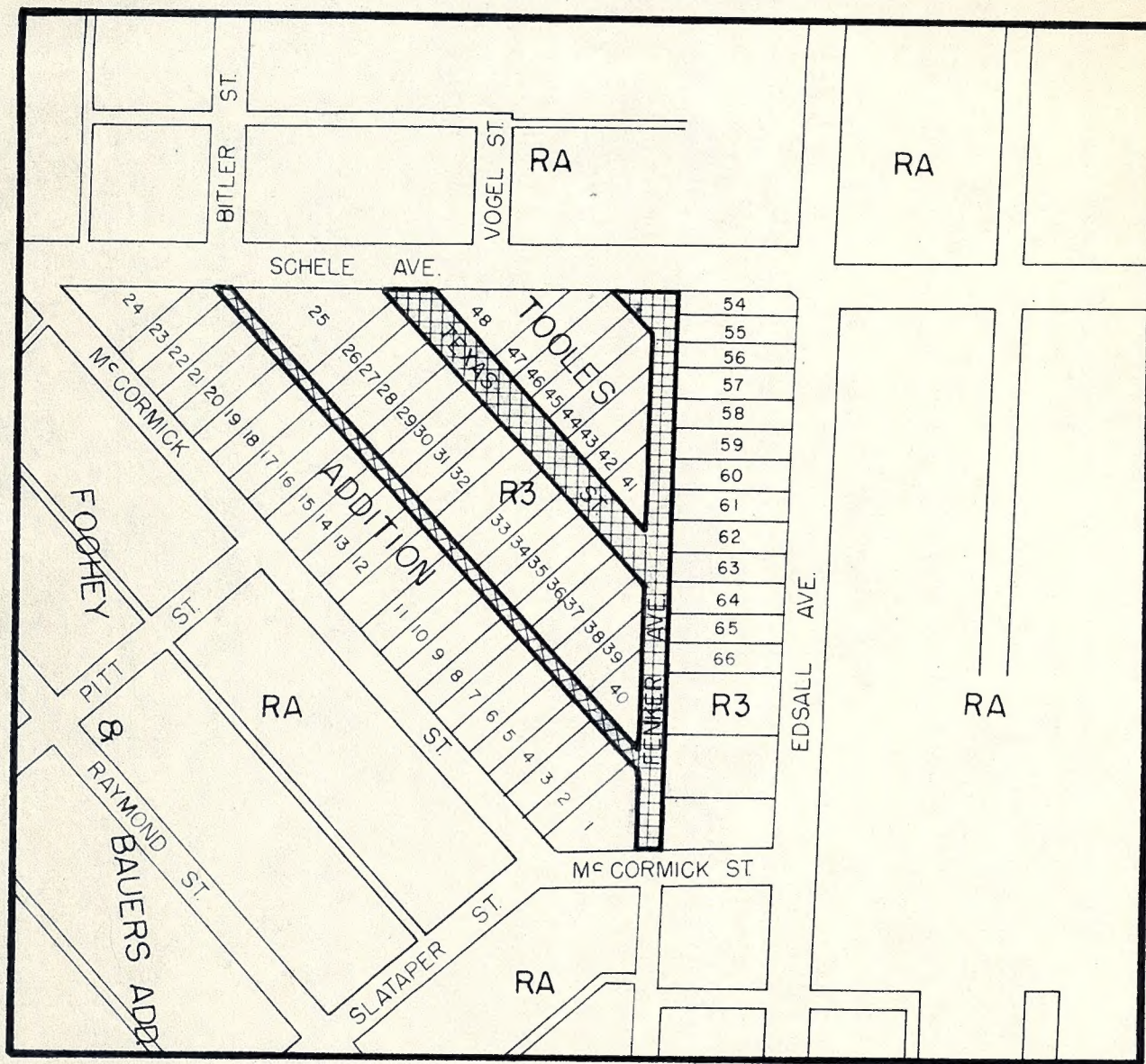
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, _____, President
of the Fort Wayne City Plan Commission, do hereby certify that
attached hereto is a full, true and correct copy of a resolu-
tion adopted by the Fort Wayne City Plan Commission following
a public hearing of said Commission held on 10-28,
1968, and as the same appears of record in the official records
of said Plan Commission.

DATED: _____, 1968.



President
Fort Wayne City Plan Commission



XXXXSTREETS & ALLEYS TO BE VACATED



Bill No. G-68--11-33

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of certain
portions of Fenker Street and Texas Street and alley between McCormick Street
and Texas Street,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

PHIL A. STEIGERWALD, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JOHN H. ROBINSON

EDWIN J. ROUSSEAU

Phil A. Steigerwald
Celia Ann Fay
Thomas G. Adams
John H. Robinson
Edwin J. Rousseau

CONCURRED IN

DATE 12-10-68 FUAD G. DONAHOO, CITY CLERK

Read the first time in full and on motion by Steigerwald seconded by Fay and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 1968, at _____ o'clock P.M., E.S.T.

Date: 11-26-68

Thad G. Bonahoom
City Clerk

Read the third time in full and on motion by Steigerwald seconded by Geake and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	<u> </u>	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Dunifon	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Fay	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Geake	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Nuckols	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u>✓</u>	
Robinson	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Rousseau	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Steigerwald	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Tipton	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	

Date 12-10-68

Thad G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 42-6 on the 10th day of December, 1968.

ATTEST: (SEAL)

Thad G. Bonahoom
City Clerk

Jack B. Dunifon
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Thad G. Bonahoom
City Clerk

Approved and signed by me this 13th day of December, 1968 at the hour of 3:44 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor